

**Town of Woodstock
Board of Selectmen
Regular Meeting
Thursday, November 5, 2015
4:00 PM – Room A**

PRESENT: D. Mitchell Eaffy, Chandler Paquette, Allan D. Walker, Jr.

OTHERS PRESENT: Everett Cowley, Joni Cullan, Diane Miller, Kevin Withers

1. Call to Order

First Selectman Walker called the meeting to order at 4:00 p.m.

2. Approve the Minutes of October 15, 2015 Regular Board of Selectmen Meeting

Paquette moved to approve the minutes of the October 15, 2015 Regular Board of Selectmen Meeting. **Motion carried unanimously.**

3. Approve Reappointments to Various Boards, Commissions and Committees for the Term of November 17, 2015 through November 21, 2017

Walker reported the following appointments coincide with the municipal elections. The term of appointment is November 17, 2015 through November 21, 2017.

Agent for the Elderly – Constance Maynard

Arboretum Committee – William Brower, Judith Gries, Marian Hallowell, Chad Hart, Irde Pearce, Marilyn Pomeroy

Beautification Committee – Charlotte Davis, Judith Gries, Marian Hallowell, Chad Hart, Irde Pearce, Marilyn Pomeroy, Mary Larson Seney

Burning Officials – Richard Baron, Russell Dowd, David Elliott, Timothy Young

Charter Communications – Nancy Gale

Constables – Joseph McGrady, James Bellerose, Roy Bradrick, Jr., Dennis Hebert, Stewart Morse, John Swan, Jr., Janet Szpyrka

Eastern Regional Mental Health Board – Arthur Bondy

Flood and Erosion Control – D. Mitchell Eaffy, James Kaeding (Conservation), Chandler Paquette, Mark Parker (IWWA), Allan Walker, Jr.

Green Energy Committee – James Stratos, Judy Walberg

Open Space Land Acquisition – Dawn Adiletta, Crystal Adams, Syd Blodgett, D. Mitchell Eaffy, George French, Roger Gale, Glen Lessig, Mark Parker, Evelyn Cole Smith, Jeffrey Stefanik

Quasset School Advisory – Myra Pratte, Beverly Brazeal (Historic Properties), Elaine Lachapelle, Valerie Law (BOE), Brian Musumeci, Edmond Seney, Allan Walker, Jr.(BOS)

Recreation Committee – Otto Anderson, Jennifer Beams, Sarah Bentley, Craig Schuler

School Facilities Upgrade Committee – Michael Bernardi, Michael Dougherty, D. Mitchell Eaffy, Brian Musumeci, Chandler Paquette, Jeremy Serwer, Victor Toth

Town Historian – Jeffrey Stefanik

Tree Warden – William Rathbone, Jr.

Veterans Advisory Committee – Glenn Boies, Everett Cowley, Russell Dowd, Everett Shepard, Todd Smith

Eaffy moved to approve the reappointments to various boards, commissions and committees as presented for the term of November 17, 2015 through November 21, 2017.
Motion carried unanimously.

4. Consider Resolution Authorizing Lease-Purchase Agreement with First Niagara for Technology Equipment at the Woodstock Public Schools

Walker reported that the Schools have planned to purchase technology equipment out of their non-lapsing fund. The funding is through First Niagara. Everything has been reviewed by the Town Attorney.

Paquette moved to adopt the following resolution authorizing the lease-purchase agreement with First Niagara for Technology Equipment. **Motion carried unanimously.**

**TOWN OF WOODSTOCK
RESOLUTION AND DECLARATION OF OFFICIAL INTENT
PURCHASE OF TECHNOLOGY EQUIPMENT**

WHEREAS, the Town of Woodstock is a political subdivision of the State of Connecticut (the “State”) and is duly organized and existing pursuant to the constitution and laws of the State.

WHEREAS, pursuant to applicable law, after approval of the Annual Town budget by the Woodstock Town Meeting, the Board of Selectmen of the Town of Woodstock (“Governing Body”) is authorized to acquire personal property, including, without limitation, rights and interests in property, leases and easements necessary to the functions or operations of the Lessee.

WHEREAS, the Governing Body hereby finds and determines the execution of one or more lease-purchase agreements (“Equipment Leases”) in the principal amount not exceeding \$26,000.00 (“Principal Amount”) for the purposes of acquiring technology equipment described below (“Property”) and to be described more specifically in the Equipment Leases as appropriate and necessary to the functions and operations of the Lessee.

WHEREAS, the following is a description of the Property:

<u>Quantity</u>	<u>Manufacturer</u>	<u>Model</u>	<u>Description</u>	<u>Serial Number(s)</u>
Six (6)	Epson	UF55 and	Mount for Projector	

		UF65 (13 and 14)	(USES EXISTING SMARTARM) WBAUFI
Six (6)	Epson Powelite	530	Short Throw Projector
Fifty (50)	HP	355 G2	15.6" LED Notebook AMD A- Series A8- 6410 Quadcore including all attachments and accessories

WHEREAS, First Niagara Leasing, Inc. ("Lessor") is expected to act as the Lessor under the Equipment Leases.

NOW, THEREFORE, Be it Resolved by the Governing Body of the Lessee:

Section 1. The Lessee hereby determines that it has critically evaluated the financing alternatives and that entering into the Equipment leases and financing the acquisition of the Property thereby is in the best interests of the Lessee. Such evaluation shall be available as a public record.

Section 2. The Lessee was authorized in the 2015-2016 Annual Town Budget to acquire the Property and was authorized to finance the Project by entering into the Equipment Leases not to exceed the principal amount of \$26,000.00 with a first year payment not to exceed \$8,749.98, including interest. Any action taken by the Lessee in connection therewith is hereby ratified and confirmed.

Section 3. The First Selectman acting on behalf of the Lessee is hereby authorized to negotiate, enter into, execute, and deliver one or more Equipment Leases in substantially the form set forth in the document presented to the Governing Body, which document is available for public inspection at the office of the lessee. Each Authorized Representative acting on behalf of the Lessee is hereby authorized to negotiate, enter into, execute, and deliver such other documents relating to the Equipment Lease (including, but not limited to, escrow agreements) as the Authorized Representative deems necessary and appropriate. All other related contracts and agreements necessary and incidental to the Equipment Leases are hereby authorized.

Section 4. By a written instrument signed by any Authorized Representative, said Authorized Representative may designate specifically identified officers or employees of the lessee to execute and deliver agreements and documents relating to the Equipment Leases on behalf of the Lessee.

Section 5. The aggregate original principal amount of the Equipment Leases shall not exceed the Principal Amount and shall bear interest as set forth in the Equipment Leases and the Equipment Leases shall contain such options to purchase by the Lessee as set forth herein.

Section 6. The Lessee's obligations under the Equipment Leases shall be subject to annual appropriation or renewal by the Governing Body as set forth in each Equipment Lease and the Lessee's obligations under the Equipment Leases shall not constitute general obligations of the Lessee laws of the State of Connecticut.

Section 7. It is hereby determined that the purpose of the Project is an object or purpose permitted under the laws governing the Lessee.

Section 8. The Governing Body of Lessee anticipates that the Lessee may pay certain capital expenditures in connection with the Property prior to the receipt of the Lease Purchase Proceeds for the Property. The Governing Body of Lessee hereby declares the Lessee's official intent to use the Lease Purchase Proceeds to

reimburse itself for Property expenditures. This section of the Resolution is adopted by the Governing Body of Lessee for the purpose of establishing compliance with the requirements of Section 1.150-2 of Treasury Regulations. This section of the Resolution does not bind the Lessee to make any expenditure, incur any indebtedness, or proceed with the purchase of the Property.

Section 9. As to each Equipment Lease, the Lessee reasonably anticipates to issue not more than \$10,000,000 of tax-exempt obligations (other than “private activity bonds” which are not “qualified 501(c)(3) bonds”) during the calendar year in which each such Equipment Lease is issued and hereby designates each Equipment Lease as a qualified tax-exempt obligation for purposes of Section 265(b) of the Internal Revenue Code of 1986, as amended (the “Code”).

Section 10. The Authorized Representative is further authorized to take such actions and executed such documents as may be necessary to ensure the continued status of the interest on the Equipment Leases authorized by this resolution as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Code.

Section 11. This Resolution shall take effect immediately upon its adoption and approval.

ADOPTED AND APPROVED on this 5th day of November, 2015.

The undersigned first Selectman of the Town of Woodstock hereby certifies and attests that (i) the undersigned has access to the official records of the Governing Body of the Lessee, (ii) the foregoing resolution was duly adopted by the favorable vote of all the members of the Board of Selectmen of the Lessee at a special meeting of said Governing Body duly called, regularly convened and attended throughout by the requisite quorum of the members thereof, (iii) such resolutions have not been amended or altered and are in full force and effect on the date stated below and (iv) such meeting of the Board of Selectmen relating to the authorization and delivery of the Equipment Lease has been (a) held within the geographic boundaries of the Lessee; (b) open to the public, allowing all people to attend (c) conducted in accordance with internal procedures of the Governing Body and (d) conducted in accordance with the laws of the State of Connecticut.

/s/ Allan D. Walker, Jr.
/s/ Chandler L. Paquette
/s/ D. Mitchell Eaffy

Attest: Judy Walberg, Town Clerk

5. Tax Rebates

Eaffy moved to approve the following tax rebates:

- JP Morgan Chase Bank NA in the amount of \$180.82
- ARI Fleet LT in the amount of \$187.47
- Toyota Motor Credit Corp in the amount of \$177.00

Motion carried unanimously.

6. Correspondence and Announcements

None.

7. Citizen’s Comments

Kevin Withers asked about the status of the town owned burial plots to be conveyed to the Center Cemetery. The First Selectman reported that the deed is being drawn up and then it needs to go through the appropriate channels before it is complete. Mr. Withers stated

that he is against chip sealing Smith Road. He said drivers will drive faster and it will become a dangerous road because the sides drop off significantly. First Selectman Walker reported the request for chip sealing Smith Road came by a petition from residents. Discussion then turned to the scheduling of road maintenance and chip sealing versus paving.

Diane Miller brought a copy of a cookbook that the Woodstock Library Board put together and they will be holding a fair tomorrow.

8. Adjournment

Paquette moved to adjourn at 4:14 p.m. **Motion carried unanimously.**

Respectfully submitted,
Joni Cullan, Recording Clerk